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FACSIMILE TRANSMISSION

Total # of Pages 16 (including this page)

TO:	PHONE #:	FAX #:
Examiner Sandra Saucier Group Art Unit: 1651 United States Patent and Trademark Office	571-272-0922	703-872-9306

From : Stephen E. Reiter *SR*
Email Address : sreiter@foley.com
Sender's Direct Dial : 858.847.6711
Date : September 23, 2004
Client/Matter No : 074066-0115
User ID No : 1877

MESSAGE:

Re: U.S. Patent Application No. 10/066,285

Following are:

- 1) Amendment Transmittal and Extension of Time, in duplicate (6 pgs.)
- 2) Amendment and Reply Under 37 CFR 1.111 (9 pgs.)

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SEP 23 2004

Atty. Dkt. No. 074066-0115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gregory M. Fahy

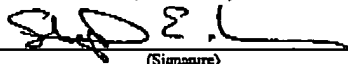
Title: POLYGLYCEROL AND
LACTOSE COMPOSITIONS FOR
THE PROTECTION OF LIVING
SYSTEMS FROM STATES OF
REDUCED METABOLISM

Appl. No.: 10/066,285

Filing Date: 02/01/2002

Examiner: Sandra E. Saucier

Art Unit: 1651

<p>CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.</p> <p><u>Stephen E. Reiter, Reg. 31,193</u> (Printed Name)</p> <p><u></u> (Signature)</p> <p><u>September 23, 2004</u> (Date of Deposit)</p>

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

☒ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous
assertion of Small Entity status.

☐ Assertion of Small Entity status is enclosed.

In re application of
 Greg Fahy
 Application No.: 10/066,285
 Page 2 of 3

Atty. Dkt. No. 074066-0115

☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	37	-	38	=	0	x	\$18.00	=	\$0.00
Independent Claims:	4	-	4	=	0	x	\$86.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$290.00	=	\$0.00
CLAIMS FEE TOTAL									= \$0.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$420.00	\$0.00
<input checked="" type="checkbox"/> Extension for response filed within the third month:	\$950.00	\$950.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,480.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,010.00	\$0.00
EXTENSION FEE TOTAL:		\$950.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$950.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$475.00
TOTAL FEE:		\$475.00

☒ Please charge Deposit Account No. 50-0872 in the amount of \$475.00. A duplicate copy of this transmittal is enclosed.

☐ A check in the amount of \$475.00 is enclosed.

In re application of
Greg Fahy
Application No.: 10/066,285
Page 3 of 3

Atty. Dkt. No. 074066-0115

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

9/23/04

By

SEP E.L.

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6711
Facsimile: (858) 792-6773

Stephen E. Reiter
Attorney for Applicant
Registration No. 31,192

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Atty. Dkt. No. 074066-0115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gregory M. Fahy

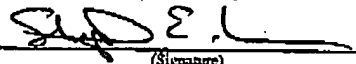
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Art Unit: 1651

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P.O. Box 1450
Alexandria, VA 22313-1450

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In re application of
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 Page 2 of 3

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[] Extension for response filed within the fifth month:	\$2,010.00	\$0.00
EXTENSION FEE TOTAL:		\$950.00
[] Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$950.00
[X] Small Entity Fees Apply (subtract 1/2 of above):		\$475.00
TOTAL FEE:		\$475.00

[X] Please charge Deposit Account No. 50-0872 in the amount of \$475.00. A duplicate copy of this transmittal is enclosed.

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